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Filing date: **09/04/2009**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91180742
Party	Defendant Krush Global Limited
Correspondence Address	William C. Wright Epstein Drangel Bazerman & James, LLP 60 East 42nd Street, Suite 820 New York, NY 10165 UNITED STATES wwright@ipcounselors.com,jdrangel@ipcounselors.com
Submission	Other Motions/Papers
Filer's Name	William C. Wright
Filer's e-mail	mail@ipcounselors.com
Signature	/William C. Wright/
Date	09/04/2009
Attachments	DOC090409stip.pdf (3 pages)(63745 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

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DR PEPPER/SEVEN UP, INC.,

Opposer/Petitioner,

- against -

KRUSH GLOBAL LIMITED,

Applicant/Registrant.
-----X

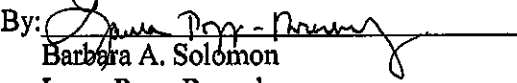
:
: Consolidated Proceedings
: Opposition No. 91180742
: Cancellation No. 92048446
:

**STIPULATION TO SUBMISSION OF SUPPLEMENTAL REBUTTAL TRIAL
DECLARATION OF ANDREW D. SPRINGATE IN LIEU OF CROSS-EXAMINATION**

The above-captioned parties to these consolidated proceedings, by and through their undersigned counsel, hereby stipulate to the submission of the attached "Supplemental Rebuttal Trial Declaration on Cross Examination of Andrew D. Springate" in lieu of oral cross-examination of said witness.

Dated: September 3, 2009
New York, New York

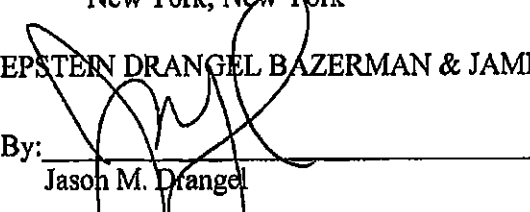
FROSS ZELNICK LEHRMAN & ZISSU, P.C.

By: 
Barbara A. Solomon
Laura Popp-Rosenberg
866 United Nations Plaza
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Attorneys for Opposer/Petitioner

Dated: September 3, 2009
New York, New York

EPSTEIN DRANGEL BAZERMAN & JAMES, LLP

By: 
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Attorneys for Applicant/Registrant

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

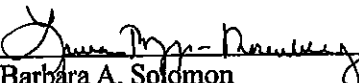
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DR PEPPER/SEVEN UP, INC.,	:	
	:	
Opposer/Petitioner,	:	<u>Consolidated Proceedings</u>
	:	Opposition No. 91180742
- against -	:	Cancellation No. 92048446
	:	
KRUSH GLOBAL LIMITED,	:	
	:	
Applicant/Registrant.	:	
-----X		

**STIPULATION TO WITHDRAW CERTAIN OBJECTIONS FROM
OPPOSER/PETITIONER'S MOTION TO STRIKE CERTAIN EVIDENCE**

The above-captioned parties to these consolidated proceedings, by and through their undersigned counsel, hereby stipulate that Opposer/Petitioner withdraws its objections on the grounds of authenticity to Exhibits 3 through 8 of the Trial Declaration of William C. Wright and the Supplemental Trial Declaration of William C. Wright.

Dated: September 3, 2009
New York, New York

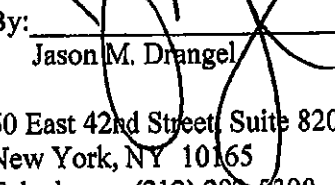
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Attorneys for Opposer/Petitioner

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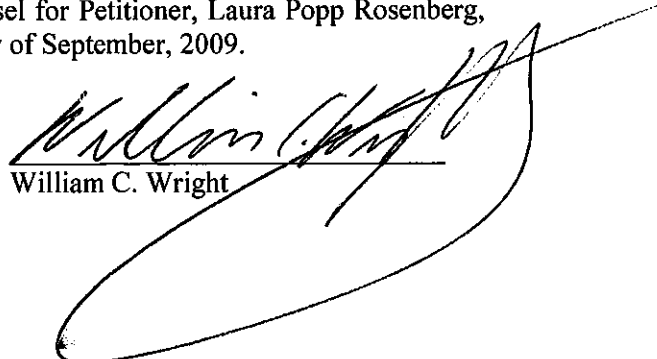
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Email: jdrangel@ipcounselors.com

Attorneys for Applicant/Registrant

CERTIFICATE OF SERVICE

I hereby certify that I caused true and correct copies of the Stipulation to Submission of Supplemental Rebuttal Trial Declaration of Andrew D. Springate in Lieu of Cross Examination and Stipulation to Withdraw Certain Objections From Opposer/Petitioner's Motion to Strike Certain Evidence to be sent by electronic mail to counsel for Petitioner, Laura Popp Rosenberg, Esq., lpopp-rosenberg@frosszelnick.com, on this 4th day of September, 2009.

By:


William C. Wright